

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

O. John Benisek, et al.,

Plaintiffs,

vs.

Linda H. Lamone, et al.,

Defendants.

Case No. 13-cv-3233

Three-Judge Court

APPENDIX OF EXHIBITS TO PLAINTIFFS' RULE 65(a) MOTION FOR A
PRELIMINARY INJUNCTION AND TO ADVANCE AND CONSOLIDATE THE
TRIAL ON THE MERITS OR, IN THE ALTERNATIVE, FOR SUMMARY
JUDGMENT

Exhibit	Contents
A	Transcript of April 26, 2017 Deposition of Governor Martin O'Malley.
B	Transcript of March 3, 2017 Deposition of Eric Hawkins.
C	The Parties' Joint Stipulations (Dkt. No. 104).
D	Plaintiffs' First Supplemental Set of Responses and Objections to Defendants' First Set of Interrogatories, dated January 16, 2017.
E	Defendants' Responses to Plaintiffs' First Set of Interrogatories, dated December 19, 2016.
F	Transcript of April 7, 2017 Deposition of Secretary Jeanne Hitchcock.
G	Exhibit 100 to of April 7, 2017 Deposition of Secretary Jeanne Hitchcock.
H	Exhibit 131 to April 24, 2017 Deposition of Senate President Thomas V. Mike Miller, Jr.
I	July 30, 2010 Interagency Memorandum from Maryland Secretary of Planning Richard E. Hall to Governor Martin O'Malley, produced pursuant to Maryland Public Information Act Request.
J	March 23-24, 2011 PowerPoint Presentation entitled "State of Maryland Redistricting Process and Requirements," produced pursuant to Maryland Public Information Act Request.
K	Excerpts from public hearing of Governor's Redistricting Advisory Committee.
L	Transcript of May 24, 2017 Deposition of Secretary John T. Willis.
M	Transcript of April 24, 2017 Deposition of Senate President Thomas V. Mike Miller, Jr.

N	July 20, 2011 email exchange Between Brian Romick and Secretary Willis, bearing the Bates number HOY000345.
O	Exhibit 52 to the March 3, 2017 Deposition of Eric Hawkins.
P	February 24-March 8, 2011 email exchange between Brian Romick, staffer to U.S. Congressman Steny Hoyer, and Jason Gleason, staffer to U.S. Congressman John Sarbanes, bearing the Bates numbers HOY000315-16.
Q	Opening Expert Report of Prof. Michael P. McDonald, dated April 7, 2017.
R	Transcript of the May 23, 2017 Deposition of William S. Cooper.
S	October 17, 2011 email from Yaakov “Jake” Weissman to Joseph Bryce, Patrick Murray, Jeremy Baker, and Secretary John P. McDonough, produced pursuant to Maryland Public Information Act Request.
T	Exhibit 120 to the April 19, 2017 Deposition of Speaker Michael E. Busch.
U	Exhibit 139 to the April 24, 2017 Deposition of Senate President Thomas V. Mike Miller, Jr.
V	Transcript of the February 3, 2017 Deposition of Robert Garagiola.
W	Exhibit 15 to the February 3, 2017 Deposition of Robert Garagiola.
X	Exhibit 135 to the April 24, 2017 Deposition of Senate President Thomas V. Mike Miller, Jr.
Y	Exhibit 136 to the April 24, 2017 Deposition of Senate President Thomas V. Mike Miller, Jr.
Z	August 31, 2011 email exchange between Brian Romick, staffer to U.S. Congressman Steny Hoyer, and Mark Gersh, NCEC Services.
AA	September 1, 2011 email exchange between Brian Romick, staffer to U.S. Congressman Steny Hoyer, and

	Mark Gersh, NCEC Services.
BB	September 1, 2011 email exchange between Brian Romick, staffer to U.S. Congressman Steny Hoyer, and Mark Gersh, NCEC Services.
CC	September 1, 2011 email exchange between Brian Romick, staffer to U.S. Congressman Steny Hoyer, and Mark Gersh, NCEC Services.
DD	Document bearing the Bates numbers HOY000045-46.
EE	Document bearing the Bates numbers HOY000047-48.
FF	Document bearing the Bates numbers HOY000035-38.
GG	Opening Expert Report of Dr. Peter A. Morrison, dated April 7, 2017.
HH	May 18-19, 2011 email exchange between Brian Romick, staffer to U.S. Congressman Steny Hoyer, and Jason Gleason, staffer to U.S. Congressman John Sarbanes, bearing the Bates number HOY000418.
II	Exhibit 58 to the March 3, 2017 Deposition of Eric Hawkins.
JJ	Document bearing the Bates number HOY000181.
KK	Document bearing the Bates number HOY000182.
LL	Exhibit 61 to the March 3, 2017 Deposition of Eric Hawkins.
MM	Exhibit 79 to the March 29, 2017 Deposition of Senator C. Anthony Muse.
NN	Exhibit 71 to the March 3, 2017 Deposition of Eric Hawkins.
OO	Defendants' Memorandum in Support of Motion to Dismiss or, in the Alternative, for Summary Judgment, and Opposition to Motion for Preliminary Injunction, <i>Fletcher v. Lamone</i> , Civ. No. RWT-11-3220 (D. Md. Dec. 2, 2011) (Dkt. No. 33-1).

PP	Document bearing the Bates numbers HOY000126-27.
QQ	Document bearing the Bates number HOY000180.
RR	Transcript of the April 19, 2017 Deposition of Speaker Michael E. Busch.
SS	October 5, 2011 email from Brian Romick, staffer to U.S. Congressman Steny Hoyer, to Mark Gersh, NCEC Services, bearing the Bates numbers HOY000353-55.
TT	Rebuttal Expert Report of Prof. Allan J. Lichtman, dated May 8, 2017.
UU	Transcript of the May 25, 2017 Deposition of Prof. Allan J. Lichtman.
VV	United States Elections, 2014, Wikipedia.
WW	Cook Partisan Voting Index, Wikipedia.
XX	Introducing the 2012 Cook Political Report Partisan Voter Index, David Wasserman, October 11, 2012.
YY	Transcript of the January 26, 2017 Deposition of Plaintiff Sharon Strine.
ZZ	Transcript of the January 27, 2017 Deposition of Plaintiff Alonnie Ropp.
AAA	Transcript of the January 24, 2017 Deposition of Plaintiff Edmund Cueman.
BBB	Rebuttal Expert Report of Prof. Michael P. McDonald, dated May 22, 2017.
CCC	Reply Expert Report of Dr. Peter A. Morrison, dated May 22, 2017.
DDD	October 3, 2011 email exchange between Brian Romick, staffer to U.S. Congressman Steny Hoyer, and Jason Gleason, staffer to U.S. Congressman John Sarbanes.

Dated: May 31, 2017

Respectfully submitted,

/s/ Michael B. Kimberly

Michael B. Kimberly, Bar No. 19086

mkimberly@mayerbrown.com

Paul W. Hughes, Bar No. 28967

Stephen M. Medlock, *pro hac vice*

E. Brantley Webb, *pro hac vice*

Micah D. Stein, *pro hac vice*

Mayer Brown LLP

1999 K Street NW

Washington, D.C. 20006

(202) 263-3127 (office)

(202) 263-3300 (facsimile)